

## UNITED STATES DISTRICT COURT

for the

Eastern District of North Carolina

United States of America

v.

Christopher Swain

)

)

)

Case No: 4:06-CR-5-1F

)

USM No: 50194-056

Date of Original Judgment: August 11, 2006

)

Date of Previous Amended Judgment: March 17, 2014

)

A. Robert Bell, III

(Use Date of Last Amended Judgment if Any)

Defendant's Attorney

ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 128 months is reduced to 120 months in Count 1

Count 7 remains 60 months, consecutive, resulting in a total sentence of 180 months.

If the amount of time the defendant has already served exceeds this sentence, the sentence is reduced to a "Time Served" sentence, subject to an additional period of up to ten (10) days for administrative purposes of releasing the defendant.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment(s) dated August 11, 2006; January 12, 2010; March 17, 2014, shall remain in effect. IT IS SO ORDERED.

Order Date:

7/1/15

James C. Fox

Judge's signature

Effective Date:

November 1, 2015

(if different from order date)

James C. Fox, Senior U.S. District Judge

Printed name and title